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17 Attorneys for Defendants
UBER TECHNOLOGIES, INC.
18 and OTTOMOTTO LLC

19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA
21 SAN FRANCISCO DIVISION

22 WAYMO LLC,
23 Plaintiff,
24 v.
25 UBER TECHNOLOGIES, INC.,
26 OTTOMOTTO LLC; OTTO TRUCKING LLC,
27 Defendants.
28

Case No. 3:17-cv-00939-WHA

**DECLARATION OF MICHELLE
YANG IN SUPPORT OF
DEFENDANTS' ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
PORTIONS OF THEIR PRECIS
LETTER REQUESTING
PERMISSION TO FILE MOTION
FOR SUMMARY JUDGMENT**

1 I, Michelle Yang, declare as follows:

2 1. I am an attorney at the law firm of Morrison & Foerster LLP. I make this
3 declaration based upon matters within my own personal knowledge and if called as a witness, I
4 could and would competently testify to the matters set forth herein. I make this declaration in
5 support of Defendants' Administrative Motion to File Under Seal Portions of Their Precis Letter
6 Requesting Permission to File Motion for Summary Judgment.

7 2. I have reviewed the following documents and confirmed that only the portions
8 identified below merit sealing:

Document	Portions to Be Filed Under Seal	Designating Party
Precis Letter Requesting Permission to File Motion for Summary Judgment ("Precis")	Highlighted Portions	Defendants (blue) Plaintiff (green)
Exhibit 2	Entirety	Plaintiff
Exhibit 3	Highlighted Portions	Plaintiff (green)

16 3. The blue-highlighted portions of the Precis contain highly confidential information
17 regarding the technical details of Uber's LiDAR systems. This highly confidential information is
18 not publicly known, and its confidentiality is strictly maintained. Disclosure of this information
19 could allow competitors to obtain a competitive advantage over Uber by giving them details into
20 the technical components of Uber's LiDAR sensors, such that Uber's competitive standing could
21 be significantly harmed.

22 4. The green-highlighted portions of the Precis, the entirety of Exhibit 2, and the
23 green-highlighted portions of Exhibit 3 contain information that has been designated "Highly
24 Confidential – Attorneys' Eyes Only" by Waymo in accordance with the Patent Local Rule 2-2
25 Interim Model Protective Order ("Protective Order"), which the parties have agreed governs this
26 case (Transcript of 3/16/2017 Hearing, page 6). Defendants file this material under seal in
27 accordance with Paragraph 14.4 of the Protective Order.
28

5. Defendants' request to seal is narrowly tailored to the portions of the Precis and its supporting papers that merit sealing.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 22nd day of August, 2017 in Washington, D.C.

/s/ Michelle Yang

Michelle Yang

ATTESTATION OF E-FILED SIGNATURE

I, Arturo J. González, am the ECF User whose ID and password are being used to file this Declaration. In compliance with General Order 45, X.B., I hereby attest that Michelle Yang has concurred in this filing.

Dated: August 22, 2017

/s/ *Arturo J. González*

ARTURO J. GONZÁLEZ